D.B. CIVIL WRIT PETITION (PIL)NO.5939/2006

Ramavatar Saini & Ors.
Vs.
State of Rajasthan and others.

DATE OF ORDER :: 13-02-2007

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE MOHAMMAD RAFIQ

Shri Suresh Saini, for the petitioners.

This writ petition has been filed as a public interest litigation making a grievance that the mining operations in the form of blasting for excavation of stones by respondent no.6, Promod Kaiya of India Stone Crasher, Moda Pahad at Maliyon Ki Dhani and Harizan Basti near Ward no.27, Choubari Mandi within Jhunjhunu Tehsil, is causing pollution. It is also said that the mining lease in favour of the respondent expired long back but without any renewal he is carrying on the mining activities.

We are of the view that petitioners should approach the authorities of State Pollution Control Board as also the Mining Department in respect of their grievance, at the first instance. They may file representation to this effect. It is expected that representation so filed will be looked into and the needful will be done in accordance with law.

With these observations, the writ petition is disposed of.

[MOHAMMAD RAFIQ],J. **[S.N.JHA],CJ.**

Praveen